IN THE UNITED STATES DISTRICT COURT COURT AT ABINGDON, VA FILED BIG STONE GAP DIVISION JUN 3 0 2011

MICHAEL W. DAY,	JULIAC. DADLEY CLERK BY: DEPUTY CLERK
Plaintiff,) Case No. 2:10CV00044
v.) JUDGMENT
COMMISSIONER OF SOCIAL SECURITY,) By: James P. Jones) United States District Judge)
Defendant.)

It appearing that no objections have been timely filed to the Report filed April 26, 2011, setting forth the findings and recommendations of the magistrate judge, it is **ADJUDGED AND ORDERED** as follows:

- 1. The Report and its findings and recommendations are wholly ACCEPTED and APPROVED;
- 2. The Motion for Summary Judgment by the Commissioner of Social Security ("Commissioner") is GRANTED;
 - 3. The final decision of the Commissioner is AFFIRMED; and
 - 4. This case is closed.

ENTER: June 30, 2011

United States District Judge